

Plaintiff shall be given an additional thirty (30) days from the date of this Memorandum and Order to submit a motion for voluntary dismissal, without prejudice, bearing his original signature, should he still wish to do so.

If plaintiff wishes to proceed with this action, he must file either pay the \$350 filing fee or file an amended motion to proceed in forma pauperis, along with a new financial affidavit, both bearing an original signature.

Accordingly,

IT IS HEREBY ORDERED that should plaintiff wish to dismiss this case without prejudice, plaintiff shall have thirty (30) days from the date of this Memorandum and Order to resubmit a motion for voluntary dismissal, without prejudice, on a sheet bearing his original signature.

IT IS FURTHER ORDERED that if plaintiff wishes to pursue this action, plaintiff shall have thirty (30) days from the date of this Memorandum and Order to either pay the \$350 filing fee or submit an amended motion to proceed in forma pauperis and a financial affidavit, both bearing his original signature.

IT IS FURTHER ORDERED that the Clerk of Court shall provide plaintiff with a form motion to proceed in forma pauperis and a CJA Form 23 financial affidavit.

Dated this 11th day of January, 2013.



HENRY EDWARD AUTREY
UNITED STATES DISTRICT JUDGE